IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2935 OF 2002

Office Notes, Office Memoranda of : coram, appearances, Court's Orders: or directions and Registrar Orders:	Court's or Judge's orders

Mr.A.G. Kothari for the Petitioners.

Mr.R.M. Patne, A.G.P. for Respondents Nos.1 and 2.

Mr.Mistry i/b Mr.M.P. Vashi & Associates for Respondents Nos.3 to 6.

CORAM : H.L. GOKHALE &
MRS. R.S. DALVI, JJ.

DATE : 26TH JULY 2005

P.C. :

1. Heard the learned counsel for the parties.

2. Mr.Kothari, learned counsel for the Petitioners, informs that the dispute of the Petitioner School with Respondent No.3 has been resolved and he has left the school after appropriate settlement. He further states that there is no dispute whatsoever with Respondents Nos.4 and

6. There is however a dispute with respect to the correct payscale of Respondent No.5. Mr.Kothari and Mr.Mistry are agreeable that the dispute be resolved by Respondent No.1 - Education Officer. Respondent No.5 will make an appropriate representation to Respondent No.1. He will also furnish a copy thereof to the Petitioners and the Petitioners may file their say on that representation. The Education Officer will resolve this dispute within 3 months after the pleadings are completed.

3. The petition was required to be filed in view of the letter dated 13th May 2002 to the Petitioner School issued by the Education Officer restraining the Head Mistress from signing on various documents of the school. That order was passed because according to the Education Officer, the Head Mistress was not obeying the orders passed concerning the dispute between the Petitioner School and Respondents Nos.3 to 6. Inasmuch as

now the disputes are resolved, there is no need to restrain the Head Mistress in any such manner. This letter dated 13th May 2002 will therefore stand quashed.

4. Petition stands disposed of.

(H.L. GOKHALE, J.)

(MRS. R.S. DALVI, J.)